CITY COUNCIL AGENDA
FACT SHEET

City Attorney (Hermosillo)
Department

February 16, 2010
Requested Date

1. **Request:**

   Council Approval ☒

   Information Only/ Presentation ☐

   Other (specify) ☐

   Hearing ☐

2. **Requested Action:**

   CONSIDERATION OF A RESOLUTION OF APPLICATION TO INITIATE PROCEEDINGS BEFORE THE IMPERIAL COUNTY LOCAL AGENCY FORMATION COMMISSION FOR DISSOLUTION OF THE HEFFERNAN MEMORIAL HEALTHCARE DISTRICT

3. **Fiscal Impact:**

   Revenue: Increase ☐   Source: Unknown

   Decrease ☐   Amount:

   Cost: Increase ☐   Source: N/A

   Decrease ☐   Amount: $

   Does Not Apply ☒

4. **Reviewed By:**

   Finance Dept. on [   ]   By: [   ]

   Comments:

   City Attorney on Feb 8, 2010   By: [   ]

   Comments:

   Note: Back up must be submitted along with this form. Deadline is 5:00 p.m., 2 Fridays before the scheduled meeting date.

Form FIN038 (Revised 07/2009)

CITY COUNCIL
AGENDA REPORT

SUBJECT: ADOPTION OF A RESOLUTION OF APPLICATION TO INITIATE PROCEEDINGS BEFORE THE IMPERIAL COUNTY LOCAL AGENCY FORMATION COMMISSION FOR DISSOLUTION OF THE HEFFERNAN MEMORIAL HEALTHCARE DISTRICT

AGENDA DATE: February 16, 2010

PREPARED BY: Jennifer M. Lyon, City Attorney (at the request of Councilman Hermosillo)

APPROVED FOR AGENDA BY: Victor Carrillo, City Manager

RECOMMENDATION: Consider the resolution and provide direction to staff if necessary.

FISCAL IMPACT: Unknown.

ENVIRONMENTAL REVIEW:
This activity is exempt from CEQA under the general rule contained in CEQA Guidelines section 15061(b)(3) that CEQA only applies to those actions that may have a significant effect on the environment. In this case, the City Council does not have authority to take final action with respect to the proposal. The City Council is merely recommending that the Imperial County Local Agency Formation Commission ("LAFCO") consider a proposal to dissolve the Heffernan Memorial Healthcare District ("District.") One the resolution is received by LAFCO, LAFCO would act as the lead agency in pursuing dissolution of the District.

BACKGROUND INFORMATION: (Prior action/information)
The Heffernan Memorial Healthcare District was formed in 1947 under the authority of section 32000 *et seq.* of the California Health and Safety Code. This report and the attached resolution were prepared for the City Council's consideration at the request of Councilmember Hermosillo.

DISCUSSION (Current consideration):
Government Code section 56375 provides LAFCO with the power to dissolve a special district. The resolution pending before the City Council formally requests that LAFCO initiate proceedings to dissolve the Heffernan Memorial Healthcare District. If LAFCO elects to proceed with dissolving the District, LAFCO will act as lead agency and we anticipate that LAFCO will prepare the necessary studies and reports to conclude the dissolution.

Attachment:
1. Resolution Approving a Resolution of Application

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CALEXICO ADOPTING A RESOLUTION OF APPLICATION TO INITIATE PROCEEDINGS BEFORE THE IMPERIAL COUNTY LOCAL AGENCY FORMATION COMMISSION FOR DISSOLUTION OF THE HEFFERNAN MEMORIAL HEALTHCARE DISTRICT

WHEREAS, the City of Calexico ("City") desires to initiate a proceeding before the Imperial County Local Agency Formation Commission ("Commission") for dissolution of the Heffernan Memorial Healthcare District ("District"); and

WHEREAS, the District has territory that is within the City's jurisdictional boundary; and

WHEREAS, the Commission has the authority to initiate a proceeding to dissolve a district pursuant to Government Code section 56375; and

WHEREAS, the District was formed in 1947 pursuant to Health and Safety Code section 32000 *et seq.* to provide healthcare services to the rural communities; and

WHEREAS, the District currently collects a portion of the property taxes paid by City residents to support the operations of the District; and

WHEREAS, the District no longer provides, or provides only minimal services, to City residents; and,

WHEREAS, the residents of the City would be better served if they were not required to provide financial support to the District.

NOW THEREFORE, be it resolved that the City Council of the City of Calexico finds that the recitals listed above are true and correct;

NOW THEREFORE, be it further resolved that the City Council of the City of Calexico does hereby resolve and order as follows:

1. This proposal is made, and it is requested that proceedings be taken by the Commission, pursuant to the Cortese/Knox/Hertzberg Local Government Reorganization Act of 2000, commencing with section 56000 of the California Government Code.

2. The change in organization consists of dissolving the Heffernan Memorial Healthcare District and providing for the disposition of the Districts assets and liabilities.

3.   A map of the affected territory is set forth in Exhibit A, attached hereto and by reference incorporated herein.

4.   It is desired that the proposal be subject to any terms and conditions deemed appropriate by the Commission.

5.   The reasons for the proposal are to eliminate a governmental unit that no longer provides services to persons within its jurisdictional boundary.

6.   It is desired that the Commission initiate all actions necessary and appropriate to dissolve the District.

PASSED, APPROVED, AND ADOPTED at the regular meeting of the City Council of the City of Calexico this _____ day of _____, 2010.

_____

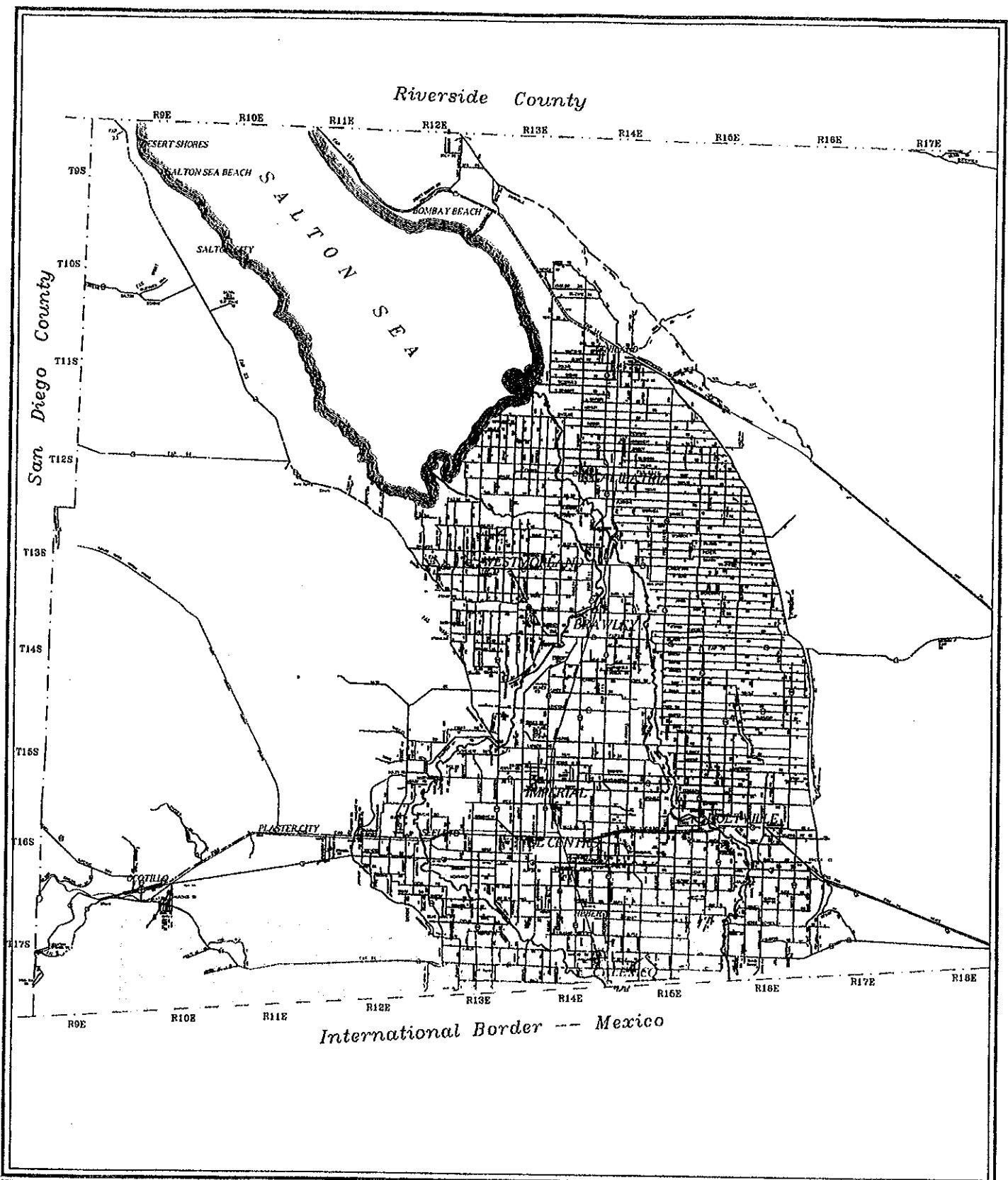DAVID B. OUZAN, MAYOR

ATTEST:

_____

LOURDES CORDOVA, CITY CLERK

STATE OF CALIFORNIA   )
COUNTY OF IMPERIAL   ) SS.
CITY OF CALEXICO   )

I, LOURDES CORDOVA, CITY CLERK OF THE CITY OF CALEXICO, DO HEREBY CERTIFY THAT THE ABOVE FOREGOING RESOLUTION NO. 2010-___, WAS DULY PASSED AND ADOPTED BY THE CITY COUNCIL OF THE CITY OF CALEXICO ON THIS 16th DAY OF FEBRUARY 2010 BY THE FOLLOWING VOTE, TO WIT:

AYES:
NOES:
ABSENT:

_____

LOURDES CORDOVA, CITY CLERK

Riverside County

SALTON SEA

San Diego County

International Border — Mexico

Heffernan Memorial Hospital District
local agency formation commission

EXHIBIT 5